

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**BRIDGET MCKEVITT,**

Index No.: **12-CV-4709 (TPG)**

**Plaintiff,**

**v.**

**EMM GROUP HOLDINGS LLC d/b/a ABE  
& ARTHUR'S RESTAURANT, MARK  
BIRNBAUM, and EUGENE REMM,**

**Defendants.**  
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**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED, by Plaintiff Bridget McKevitt (“Plaintiff”) and Defendants EMM Group Holdings LLC d/b/a Abe and Arthur’s Restaurant, Mark Birnbaum, and Eugene Remm (collectively “Defendants”), by and through their undersigned counsel, that the above-captioned action has been resolved by the Parties and is hereby dismissed, pursuant to FRCP § 41(a)(1)(A)(ii), *with prejudice and without costs or fees as to any party as against the other.*

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